THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.18714 OF 2006

DATED: 12TH DAY OF SEPTEMBER, 2006.

Between :

1. T. Sreeramulu and 2 others. .. Petitioners

And

1. Weizmann Homes Ltd., 102, 1st floor, 6-2-976, Pavani Estate, Opp: Telegraph Office, Khairatabad, Hyderabad-500004, Rep. by its Authorised Officer; And another. .. Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.18714 OF 2006

ORDER :

Heard the learned Counsel for both the parties and perused the material on record.

Even as per the version of the petitioner, the S.A.I.R.No.79 of 2006 along with application for stay filed by him before the Debts Recovery Tribunal, Visakhapatnam stands posted to 13-9-2006 (tomorrow).

Though the petitioner alleged that in pursuance of the order dated 28-6-2006 in Crl.M.P.No.3081 of 2006 passed by the learned Chief Metropolitan Magistrate, Criminal Court, Nampally, Hyderabad under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short, 'the Securitisation Act'), there is threat of dispossession, Mr. C. Pradeep, the learned Counsel appearing for the 1st respondent, under instructions, stated that there is no such threat of immediate dispossession.

As noted above, the impugned order under Section 14 of the Securitisation Act appointing Commissioner was passed long back on 28-6-2006.

In the circumstances, the statement of the learned Counsel for the respondent that there is no immediate threat of dispossession is placed on record and the Writ Petition is disposed of granting liberty to the petitioner to pursue the appeal which is already filed before the Tribunal. No costs.

G.ROHINI, J.

Dt. 12-9-2006
gbs